IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 849 OF 2001

Harun Ajij Bairagdar ..Petitioner

v/s.

M/s. Ishwar Agency & Anr. .. Respondents

Shri Ganesh Gole for Petitioner.
Shri U.V. Nikam, APP.

CORAM: S.K. SHAH, J.
DATE : 26th April, 2006.

P.C.

This writ petition is filed challenging the order of the Magistrate whereby the Magistrate converted the summons trial case to warrant triable case. Order was challenged before the Sessions Court. Sessions Court dismissed the revision. The offences alleged are under section 138 of the Negotiable Instruments Act and sec. 420 of IPC. The offence under section 420 of IPC is warrant triable and therefore there is no illegality committed by the Magistrate by converting the summons triable case to warrant triable case. Therefore I do not find any merit in the petition. Petition is therefore dismissed.

(S. K. SHAH, J)